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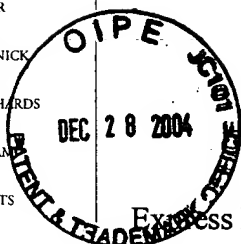
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Express Mail Label No. EV 524 682 948 US

PATENT APPLICATION  
Docket No: 13914.579.4

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of )  
)  
Scott R. Watterson, et al. )  
)  
Serial No.: 09/776,410 ) Art Unit  
) 3764  
Filed: February 2, 2001 )  
)  
Confirmation No.: 4075 )  
)  
For: METHODS AND SYSTEMS FOR CONTROLLING AN )  
EXERCISE APPARATUS USING A PORTABLE REMOTE )  
DEVICE )  
Examiner: Glenn E. Richman )

### TRANSMITTAL FOR REQUEST FOR CONTINUED EXAMINATION AND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop: RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.114 is a Request for Continued Examination and a Supplemental Information Disclosure Statement, which includes the following statements, if any, required variously by 37 C.F.R. § 1.98:

- Statement of relevance of selected cited references not in the English language which are not translated.
- Statement that selected cited references are substantially cumulative of an enclosed or previously submitted reference.
- Statement that selected cited references were previously cited by or submitted to the United States Patent and Trademark Office in a prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

A. Additional Materials Required Due to Content of Information Disclosure Statement

Transmitted are the following documents in addition to the Information Disclosure Statement as required variously under 37 C.F.R. § 1.98:

- ☒ Form PTO-1449 listing FOURTEEN (14) references submitted for consideration.
- ☐ Copies of \_\_\_\_\_ ( ) of the references listed on the Form PTO-1449.
- ☐ English translations of N/A of the references listed on the Form PTO-1449 which are not in the English language.
- ☐ Copies of the following documents from the prosecution of a previous, related application:
- ☐ Form PTO-1449 AND INFORMATION DISCLOSURE STATEMENT; and
- ☐ Form PTO-892

B. Additional Materials Required for Request for Continued Examination:

- ☒ Credit Card Payment Form PTO-2038 in the amount of \$790.00 to cover the filing fee for Request for Continued Examination.

D. Fees

The Commissioner is hereby authorized to charge payment of or any deficiency in the following fees associated with this communication, or to credit any overpayment thereof, to Deposit Account No. 23-3178. A duplicate copy of this letter is enclosed.

- ☒ Any fee required in relation to filing of this letter or any documents transmitted therewith.
- ☒ The submission fee for Request for Continued Examination as set forth in 37 C.F.R. § 1.14.

Dated this 28 day of December, 2004.

Respectfully submitted,



Fraser D. Roy  
Attorney for Applicants  
Registration No. 45,666  
Customer No. 022913  
Telephone No. (801) 533-9800



PATENT APPLICATION  
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In re application of:		)
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	EXERCISE APPARATUS USING A PORTABLE	)
	REMOTE DEVICE	)
		)
Examiner:	Glenn E. Richman	)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

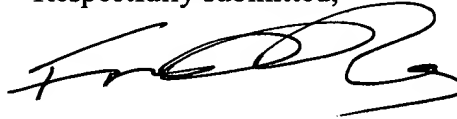
Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

Dated this 28 day of December, 2004.

Respectfully submitted,

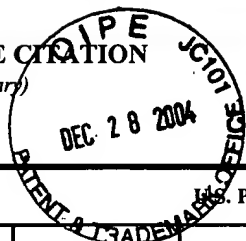
A handwritten signature in black ink, appearing to read 'Fraser D. Roy', with a stylized, flowing script.

Fraser D. Roy  
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Registration No. 45,666  
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Telephone No. (801) 533-9800

FDR/lrc  
LC0000001918V001

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

13914.579.4

Application Number

09/776,410

Applicant(s)

Watterson, et al.

Filing Date

February 2, 2001

Group Art Unit

3764

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	1	4,112,928	9/1978	Putsch	128	2.05R	
	2	4,358,105	11/1982	Sweeney, Jr.	272	73	
	3	4,571,682	2/1986	Silverman et al.	364	413	
	4	4,642,769	2/1987	Petrofsky	364	415	
	5	4,708,337	11/1987	Shyu	272	69	
	6	4,842,274	6/1989	Oosthuizen et al.	272	129	
	7	4,934,694	6/1990	McIntosh	272	129	
	8	5,387,164	2/1995	Brown Jr.	482	9	
	9	5,916,063	6/1999	Alessandri	482	4	
	10	6,042,519	3/2000	Shea	482	57	
	11	6,458,060	10/2002	Watterson et al.	482	54	

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

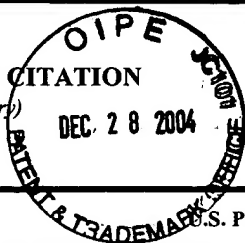

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

# INFORMATION DISCLOSURE CITATION

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## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	12	6,464,618	10/2002	Shea	428	8	
	13	6,497,638	12/2002	Shea	482	8	
	14	6,601,016	7/2003	Brown et al.	702	8	

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

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